

FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

**Dec 19, 2023**

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

CAROL T.,<sup>1</sup>

Plaintiff,

v.

KILOLO KIJAKAZI, Acting  
Commissioner of Social Security,

Defendant.

No. 2:23-cv-00159-EFS

**ORDER GRANTING THE PARTIES'  
STIPULATED MOTION FOR  
REMAND PURSUANT TO  
SENTENCE FOUR OF 42 U.S.C.  
§ 405(g)**

On November 22, 2023, the parties filed a Stipulated Motion for Remand. The parties agree that the matter should be reversed and remanded to the Commissioner of Social Security pursuant to sentence four of 42 U.S.C. § 405(g) for further administrative proceedings.

Consistent with the parties' agreement, **IT IS HEREBY ORDERED:**

1. The parties' Stipulated Motion to Remand, **ECF No. 15**, is **GRANTED.**
2. This matter is **REVERSED** and **REMANDED** to the Commissioner of Social Security for further administrative proceedings pursuant to

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<sup>1</sup> For privacy reasons, the Court refers to every social security plaintiff by first name and last initial or by "Plaintiff." See LCivR 5.2(c).

1 sentence four of 42 U.S.C. § 405(g). On remand, the Appeals Council  
2 is to instruct the ALJ to:

- 3 • develop the record as needed;
- 4 • offer Plaintiff the opportunity for a new hearing;
- 5 • reconsider the RFC and, if necessary, present it to the vocational  
6 expert to resolve any conflict between the RFC and jobs identified  
7 at step five;
- 8 • reconsider Plaintiff's subjective testimony;
- 9 • reconsider Plaintiff's impairments at steps two and three;
- 10 • reconsider the medical and other evidence;
- 11 • and reconsider Plaintiff's ability to work at steps four and five.

12 3. The Clerk's Office shall **TERM** the hearing and the Plaintiff's brief at  
13 **ECF No. 8**, enter **JUDGMENT** in favor of Plaintiff, and **CLOSE** the  
14 case.

15 **IT IS SO ORDERED.** The Clerk's Office is directed to enter this Order  
16 and provide copies to all counsel.

17 **DATED** this 19th day of December 2023.

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19 EDWARD F. SHEA  
20 Senior United States District Judge  
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